

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yoshikazu Kakura **Examiner:** Tangela T. Chambers

Serial No.: 10/561,128 **Art Unit:** 2617

Filed: December 16, 2005 **Docket:** 19446

For: SPREAD CODE ASSIGNING **Dated:** June 17, 2010
METHOD IN CODE SPREAD RADIO
COMMUNICATION USING A
PLURALITY OF TRANSMISSION/
RECEPTION ANTENNAS AND CODE
SPREAD RADIO COMMUNICATION
SYSTEM USING THE SAME

Confirmation No. 5920

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT
AND STATEMENT PURSUANT TO 37 C.F.R. §1.704(d)

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following reference, which is also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. European Patent Application Publication No. EP 1 063 791 A2 published December 27, 2000.

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is being deposited with the United States Patent & Trademark Office via Electronic Filing through the United States Patent and Trademark Office e-business website on the date set forth below.

Dated: June 17, 2010



Katherine R. Vieyra

The reference listed above was cited in an Official Action dated May 20, 2010 received from the China Patent Office. Applicant is submitting a copy of the above reference, together with a translation of the Examiner's comments regarding all of the references from the Official Action. The relevance of the above-cited reference is described in the Official Action.

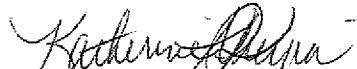
In compliance with the requirements of 37 C.F.R. §1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 37 C.F.R. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation of portions of an Official Action by a foreign examiner in which the references were cited. The relevance to the pending U.S. patent application is that the references were cited in a foreign patent application on the same subject matter. However, no independent analysis of the references, the accuracy of the statement of the foreign examiner or the claims of the foreign application under the laws of that country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted herewith.

I hereby state that each item of information contained in the Information Disclosure Statement submitted herewith was first cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

Therefore, the Information Disclosure Statement submitted herewith cannot be considered a failure to engage in reasonable efforts to conclude prosecution of the application under paragraphs (c)(6), (c)(8), (c)(9), or (c)(10) of 37 C.F.R. §1.704.

The requisite official fee pursuant to § 1.17(p) of \$180.00 has been charged to Deposit Account 191013.

Respectfully submitted,



Katherine R. Vieyra
Registration No.: 47,155

Scully, Scott, Murphy & Presser, P.C.
400 Garden City Plaza, Suite 300
Garden City, New York 11530
(516) 742-4343
KRV:ch